

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

STEVEN GREENWALD,

CIVIL CASE NO. 04-40071

Plaintiff,

v.

HONORABLE PAUL V. GADOLA
U.S. DISTRICT COURT

LIFE INSURANCE COMPANY OF NORTH
AMERICA,

Defendant.

/

ORDER ACCEPTING AND ADOPTING REPORT AND RECOMMENDATION

This is a denial of benefits action under the Employment Retirement Income Security Act. Before the Court is Defendant's Motion to Affirm Administrator's Decision, Plaintiff's Motion to Reverse Defendant's Arbitrary and Capricious Denial of Long-Term Disability Benefits, and the Report and Recommendation of United States Magistrate Judge Steven D. Pepe. The Magistrate Judge recommends that the Court grant Defendant's motion and deny Plaintiff's motion.

Having conducted a de novo review of the Report and Recommendation, the parties' motions and responses, and the applicable portions of the record, **IT IS HEREBY ORDERED** that the Report and Recommendation [docket entry 26] is **ACCEPTED** and **ADOPTED** as the opinion of this Court, Plaintiff's motion [docket entry 19] is **DENIED**, Defendant's motion [docket entry 17] is **GRANTED**, and this action is **DISMISSED WITH PREJUDICE**.

SO ORDERED.

Dated: March 31, 2006

s/Paul V. Gadola

HONORABLE PAUL V. GADOLA
UNITED STATES DISTRICT JUDGE

Certificate of Service

I hereby certify that on April 3, 2006, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

Angela M. Brown; John D. Pirich, and I hereby certify that I have mailed by United States Postal Service the paper to the following non-ECF participants: Michael A. Jaffe.

s/Ruth A. Brissaud

Ruth A. Brissaud, Case Manager
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